

ASSEMBLY BILL

No. 92

Introduced by Assembly Member Jerome Horton

January 8, 2003

An act to amend Section 45004 of the Government Code, relating to city employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 92, as introduced, Jerome Horton. City employees: civil service board.

Existing law authorizes the legislative body of any city to establish by ordinance a personnel system, merit system, or civil service system for the selection, employment, classification, advancement, suspension, discharge, and retirement of appointive officers and employees. The legislative body may provide for the appointment of a civil service commission or personnel officer to which it may delegate those powers and duties in relation to the system as it deems advisable.

This bill would require the legislative body, when it appoints a personnel commission, to appoint 1/2 of the commission members from the public-at-large and to appoint the other 1/2 of the members from persons nominated by a recognized employee organization, as specified. The appointed members would be required to appoint an additional member as an independent neutral chairperson.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 45004 of the Government Code is
2 amended to read:
3 45004. (a) The legislative body may provide for the
4 appointment of a civil service commission or personnel officer, to
5 which it may delegate such powers and duties in relation to the
6 system as it deems advisable.
7 (b) *When the legislative body appoints a civil service*
8 *commission, one-half of the members of the personnel commission*
9 *shall be appointed by the legislative body from the public-at-large*
10 *and one-half of the members shall be appointed by the legislative*
11 *body from a list of persons nominated by a recognized employee*
12 *organization, as defined in Section 3501. Those appointed*
13 *members shall, in turn, appoint an additional member as an*
14 *independent neutral chairperson. When there is more than one*
15 *recognized employee organization that includes city employees,*
16 *the person nominated for each position shall be selected by the*
17 *employee organization or organizations with the largest number*
18 *of city employees paying dues through the city's payroll system at*
19 *the time of the nomination.*

